

## **MINUTES**

### **UTAH DENTIST/DENTAL HYGIENIST LICENSING BOARD**

**June 13, 2008**

**Room 210 – 2nd Floor – 8:15 a.m.  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED:** 8:20 a.m.

**ADJOURNED:** 10:50 a.m.

**Bureau Manager:**  
**Secretary:**  
**Division Director:**

Laura Poe  
Shirlene Kimball  
F. David Stanley

**Division Staff:**

Susan Higgs, Compliance Specialist  
Mitchell Jones, Assistant Attorney General

**Conducting:**

Anna Policelli, RDH, acting Chair

**Board Members Present:**

Brian Lundberg, DDS  
Alexander Larsen, DDS  
Anna Policelli, RDH  
Karen Bateman, RDH  
Pamela Jolley, public member  
Brent Larson, DDS

**Board Members Excused:**

James Ence, DDS  
Stephen Morgan, DDS  
Rich Radmall, DDS

**Guests:**

Dr. Donald G. Mantyla, PIE  
Monte Thompson, UDA  
Jolene VanBibber, UDHA

#### **TOPICS FOR DISCUSSION**

##### **ADMINISTRATIVE BUSINESS:**

May 16, 2008 Minutes:

Susan Higgs, Compliance Specialist  
Compliance Report:

#### **DECISIONS AND RECOMMENDATIONS**

A Motion was made to approve the May 16, 2008 minutes with corrections. The Motion was seconded. All Board members in favor.

Ms. Higgs reported Dr. Sonnenberg has not submitted PIR attendance cards for this quarter. She indicated the Division received a letter from the aftercare

program director recommending termination of attendance at aftercare. Dr. Sonnenberg has also requested the Board decrease his urine screens. Board members asked how often urine screens are required. Ms. Poe informed Board members that the frequency of urine screens depends on the individual circumstance. Early in the probation an individual may have multiple tests a month but once a pattern for compliance has been established, the frequency will lessen. If an individual misses a urine screen, the screens are doubled. Ms. Poe reported Dr. Sonnenberg's urine screens have already been decreased.

Ms. Higgs reported Rodney Slater faxed his 12-Step and PIR information in yesterday. Ms. Poe indicated there is still confusion regarding who is actually writing the prescriptions for Dr. Slater's patients.

Ms. Higgs indicated Dr. Fifield has not submitted any required reports, a prescription log or a note indicating he is not practicing. Dr. Fifield has documented only 55 hours of community service and has paid half of his fine.

Brent Sonnenberg,  
Probation Interview:

Ms. Jolley conducted the interview. Dr. Sonnenberg stated he is doing well and reported he last used drugs August 2006 when he self-medicated for back pain. He submitted his PIR and 12-step attendance cards and a list of continuing education courses he attended this quarter. Board members reviewed the letter from Mr. Boberg recommending that attendance at aftercare be terminated. Ms. Jolley questioned Dr. Sonnenberg on whether or not he found aftercare worthwhile and what he learned from the aftercare meetings. Dr. Sonnenberg stated aftercare was helpful for the first four months, but after that, the meetings became repetitive. He stated he learned coping skills regarding recovery and how to keep life in the moment and not focus on past mistakes. Ms. Bateman made a Motion to terminate aftercare based on the recommendation from Mr. Boberg. Ms. Jolley seconded the Motion. All Board members in favor.

Ms. Higgs indicated that his file does not have therapist/aftercare reports for the year 2007 and Board

members requested Dr. Sonnenberg contact Mr. Boberg and have him submit documentation of when aftercare began and that he attended aftercare in 2007.

Discussion regarding attendance at 12-step and PIR meetings: Dr. Sonnenberg stated he attends PIR meetings twice a month and 12-step meetings once a week. Dr. Sonnenberg stated he would like to petition the Board to eliminate attendance at both PIR and 12-step meetings. Dr. Sonnenberg indicated that PIR and 12-step meetings are not beneficial to his recovery. He indicated these meetings are not uplifting or inspiring and are more regressive than progressive. Dr. Sonnenberg stated his family is his support system and the therapist indicated in a letter to the Board that Dr. Sonnenberg was not addicted and therefore, these meetings are not beneficial for him. Dr. Larson stated that for most people, these meetings are a reality check and even if the meeting is not uplifting, it would be motivating not to end up at rock bottom like others in the group. Dr. Larsen stated he would like to see the meetings decrease gradually and not be terminated all at once. Dr. Larsen made a Motion to amend the Order to allow Dr. Sonnenberg to attend a support group meeting once a month. Dr. Sonnenberg can choose which type of support group to attend as long as he continues with urine screen testing and remains in compliance with all terms of his Order. The Motion was seconded. All Board members in favor.

Dr. Sonnenberg was reminded to submit all reports by the first of the month on a quarterly basis. Board members indicated they would like to see Dr. Sonnenberg every 6 months.

**Dr. Sonnenberg is out of compliance with the terms and conditions of his Order until the Board receives documentation from Mr. Boberg regarding the date Dr. Sonnenberg started aftercare and that Dr. Sonnenberg attended aftercare in 2007.**

Rodney Slater,  
Probation Interview:

Dr. Brent Larson conducted the interview. Dr. Slater indicated his supervisor, Dr. Boehme, has moved out of state. Dr. Slater reported Dr. Kent Turner has agreed to be the new supervising dentist. Dr. Slater

explained how his name appeared on the controlled substance data base for prescriptions written for patients. Dr. Slater indicated in his office when a new patient is seen, the patient is entered into the computer under the dentist treating them for the initial visit. If another dentist sees the patient, the prescriptions continue to come out under the initial dentist's name. Dr. Slater indicated he has now removed his DEA number from the system and the process has been changed. Ms. Jolley also indicated Dr. Slater could contact the pharmacy and have the pharmacist review the prescription and make the corrections on the controlled substance data base.

Dr. Slater stated he continues to practice at the West Valley location and as soon as the Orem office is opened, he will work there part time. Dr. Slater indicated he is feeling better, his practice is less stressful and he feels comfortable where he is at in his recovery. Dr. Larson indicated Dr. Slater has made great strides and it appears he is doing better. A review of the file finds that Dr. Crookston needs to submit a letter indicating Dr. Slater's start date and how he is progressing in therapy. Dr. Slater will also need to have Dr. Turner submit a letter indicating he understands his role as supervising dentist and that he has seen and understands Dr. Slater's Order.

**Dr. Slater is out of compliance with the terms and conditions of his Order until a letter is received from Dr. Crookston indicating Dr. Slater's therapy start date and how he is doing in therapy; and a letter from Dr. Turner indicating he has seen the Order and understands his role as supervisor.**

Perry Fifield,  
Probation Interview:

Dr. Alex Larsen conducted the interview. Dr. Fifield indicated he sees his patients one day a week in Dr. Hibler's office. He indicated he has completed the community service hours; however, the file does not include the documentation. Dr. Fifield indicated Donated Dental contacted Mr. Dan Jones by telephone and informed him Dr. Fifield had the hours completed. Board members indicated Dr. Fifield needs to have Donated Dental submit written verification. Board members discussed waiving the fine, setting up a payment schedule, or reducing the fine. Ms. Poe

indicated Dr. Fifield is already on a payment schedule and has not been making payments. She reported collection fees have now been added. Ms. Poe indicated the Order does not give the option to reduce the fine; however, the Board could suggest the fine be suspended for a period of time. Ms. Poe indicated it would not be appropriate to address a waiver at this time because Dr. Fifield still has a period of time left on his probation. Board members indicated they would extend the period to have the fine paid but it must be paid within 1 ½ years prior to the end of probation. Ms. Poe indicated she would contact the State Collection Agency to request an extension on the account and to stop the collection fees for the next six months.

Board members reminded Dr. Fifield he needs to practice as a dentist in order for the probation period to count. Working at Donated Dental would count as long as he works at least 16 hours per week. If he is not working as a dentist, he needs to submit employer reports indicating he is not working.

**Dr. Fifield is out of compliance with the terms and conditions of his Order. He needs to submit all reports including the employer report indicating he is not practicing, a report indicating he is not writing prescriptions; and a work log with a letter from Donated Dental indicating he has completed the community service hours.** He will be invited to meet with the Board again in three months.

Class IV Anesthesia permit Application Review:

Andrew Afshar: Application reviewed and approved for Class IV Anesthesia license.

David Stoker: Application reviewed and approved for Class IV Anesthesia license.

Review correspondence from the American Academy of Periodontology:

Board members reviewed the letter from The American Academy of Periodontology. The letter indicates the Academy believes the periodontal clinical examination should be replaced with either a manikin-based or a patient-simulated examination. Board members indicated the WREB exam has a periodontal examination that is written and patient based, which is the same as the Academy is

Review correspondence regarding what remediation needs to take place after a dental hygienist fails the WREB examination for anesthesia for the third time:

Environmental Scan:

recommending. The WREB treatment plan is more comprehensive and includes areas other than periodontal. Board members indicated there is nothing in the correspondence that has not already been addressed or already followed.

Board members indicated the individual would need to complete a mini course or repeat an accredited course. A one study hour is not accepted. Board members indicated there is a course offered through Weber State that would be acceptable.

Ms. Poe indicated she has received telephone calls regarding the use of Botox by Dentists, both in the mouth and externally. Board members indicated the use of Botox would be accepted practice of Dentistry as long as it is for dental procedures. It can not be used for cosmetic purposes. Oral surgeons have the training and can use the Botox. Ms. Poe indicated she will develop a statement for the Board's review which will indicate if Botox is part of a treatment plan for a dental condition and the Dentist has additional education and training and has demonstrated competency, the use of Botox would be acceptable as the practice of Dentistry. The use of Botox for non-dental related issues such as facial cosmetic purposes would not be within the dentist scope of practice.

Ms. Poe also indicated she is receiving questions regarding a Dental Hygienist doing curettage (removal of diseased, dead tissue by debridement and planing to smooth the surfaces of the roots) Board members indicated that if it is part of root planing and the Dental Hygienist was taught the procedure and it is incidental to other procedures, the Dental Hygienist can perform curettage.

Dr. Alexander Larsen indicated he received a telephone call regarding an Alpine dentist who had placed an advertisement which the caller believed is suggestive and in poor taste. Several Board members who have seen the advertisement agree that the advertisement is in poor taste. Dr. Larsen questioned whether or not the Board should become involved. Ms. Poe indicated a letter could be written to the dentist who placed the ad and indicate the Board feels

the ad was unprofessional. The Board could invite this dentist in to meet with the Board for an educational interview.

Brent Larson. Board term expires.

Dr. Larson's term expires this month and this is his last meeting with the Board. Dr. Larson stated serving on the Board has been a great experience and he indicated it has affected the way he practices, prescribes and looks at rules. Dr. Larson expressed his appreciation and suggested the Board continued to ask tough questions. Dr. Larson stated he is concerned that the Boards' tendency is to become more lenient as time goes by. He stated every situation is different, but the Board really needs to be careful letting an individual off probation early.

Board members thanked Dr. Larson for his insight and for his service to the Board.

Next meeting:

The July 2008 meeting will be canceled. The August agenda will include the anesthesia rules discussion and new probationer forms.

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

August 11, 2008

Date Approved

(ss) James Ence, DDS

Chairperson, Dental/Dental Hygienist Licensing Board

August 11, 2008

Date Approved

(ss) Laura Poe

Laura Poe, Bureau Manager, Division of Occupational & Professional Licensing